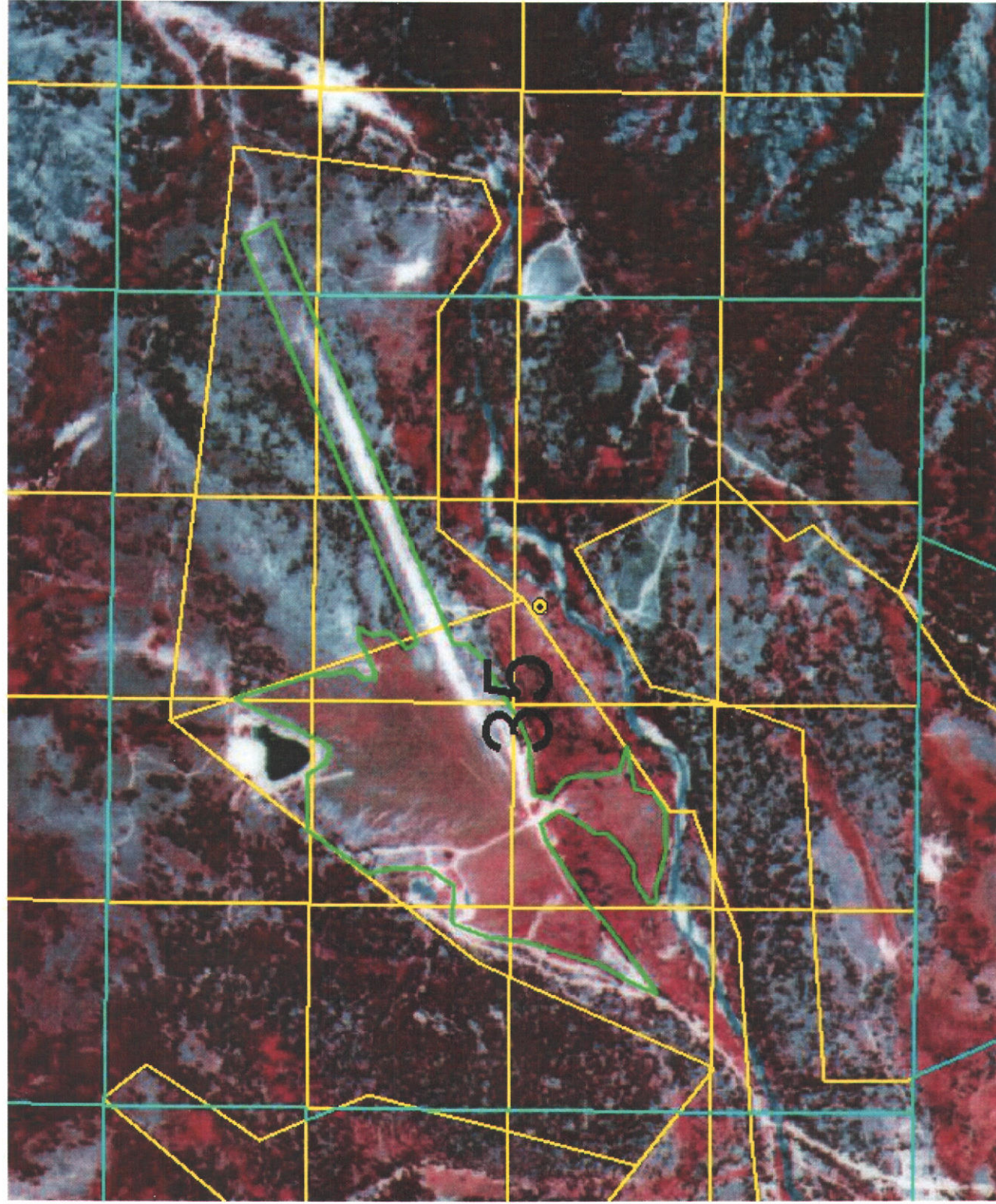


IDAHO DEPT OF WATER RESOURCES

Claim No(s) 63-3609
T06N, R11E, Sec 35, 36
Prepared by: Maria Minicucci
February 7, 2002

- Place of use
- Point of diversion
- Section Lines
- Quarter quarter lines



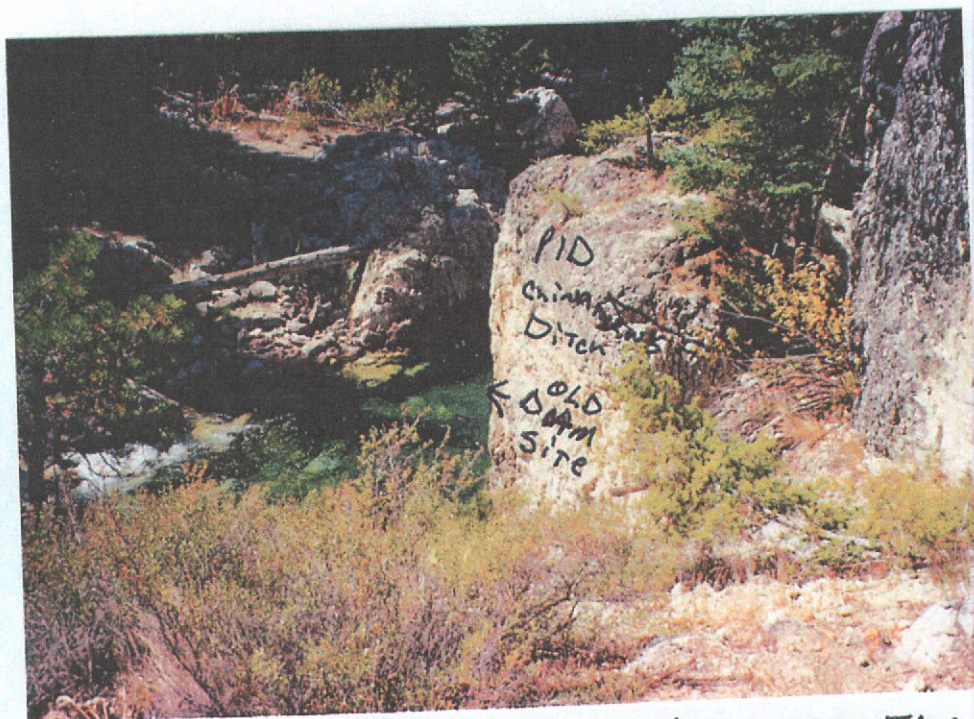
400 0 400 800 Feet

1987 NAPP



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

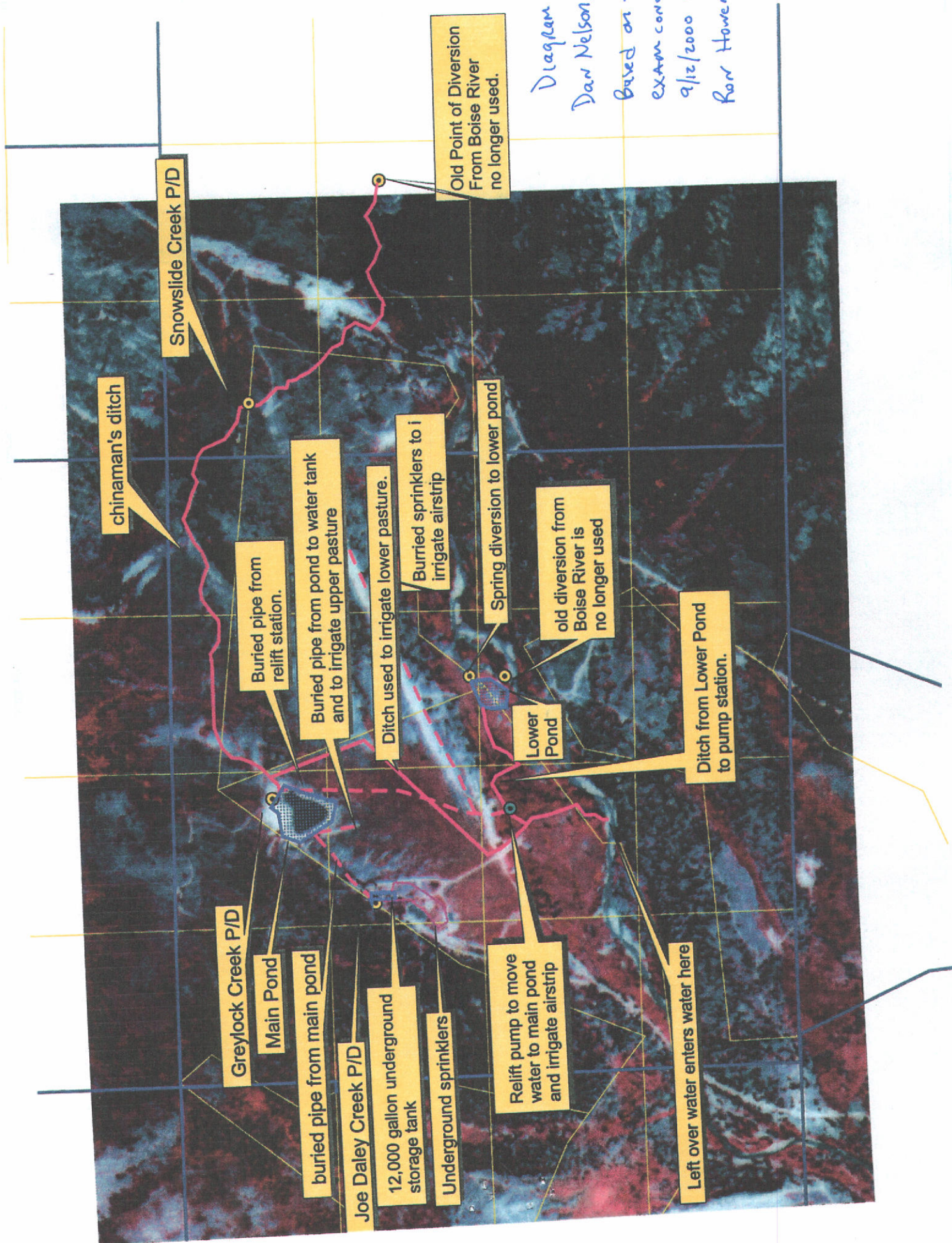
FILE NO. 63 - 7866



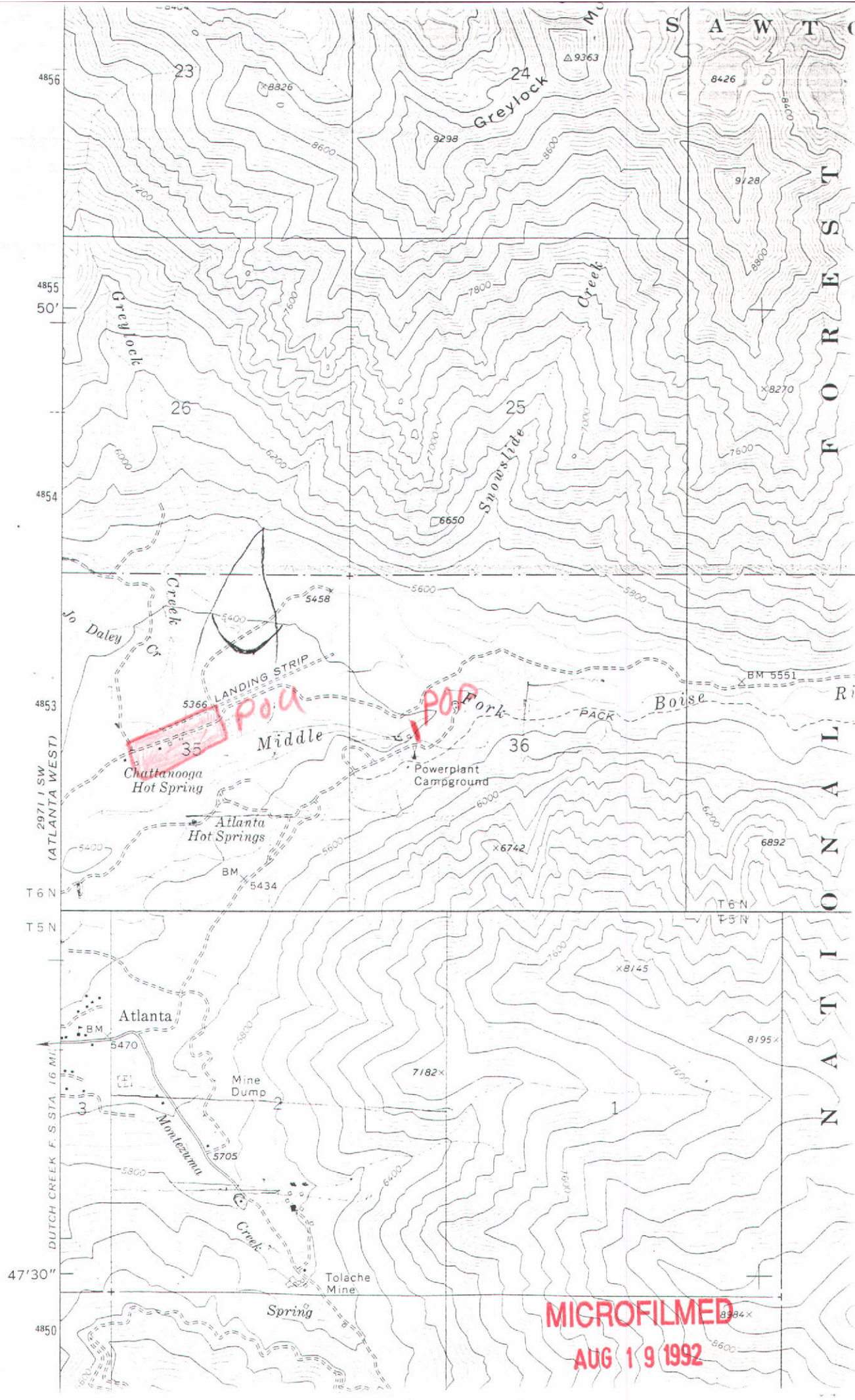
PHOTO'S OF THE OLD PID FOR THE
CHINAMAN'S DITCH FROM THE MIDDLE FORK
OF THE BOISE RIVER.



Diagram by
Dan Nelson, IDWR
Based on field
exam conducted
9/12/2000 with
Ken Howerton, IDWR



Old Point of Diversion
From Boise River
no longer used.



MICROFILMED
AUG 19 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-3609
Date Received: 12/7/89
Receipt No: W006858
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID USA 83601

Phone: (208) 864-2168

2. Date of Priority: 07/24/1937

3. Source: BOISE RIVER MIDDLE FORK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	11E	36	NE NW SW	ELMORE	

5. Description of diverting works:

DIVERSION DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.92	

7. Total Quantity Appropriated is:
0.92 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	11E	35	SW NE		IRRIGATION	5
			SE NW		IRRIGATION	15
			NE SW		IRRIGATION	6
			NW SE		IRRIGATION	20
					Section Acres	46
					Total Acres	46

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
Address change by DB 7/18/2001

15. Basis of Claim: License

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A63-03609**
Date Received: 12/ 7/1989
Receipt No: W006858
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: GREENE TREE INC
Address: 129 WOODSIDE DRIVE
PROVO UT

84604-4423

2. Date of Priority: JUL 24, 1937

3. Source: BOISE RIVER, MIDDLE FORK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	11E	36	NE	NW	SW		ELMORE

5. Description of diverting works:
DIVERSION DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.920		

7. Total Quantity Appropriated is:
0.920 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 115.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	11E	35	SW	NE		IRR	5.0
			SE	NW		IRR	15.0
			NE	SW		IRR	6.0
			NW	SE		IRR	20.0

MICROFILMED
OCT 7 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	46.0
					Total Acres	46.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A63-02532

14. Remarks:
TRANS. 1953.
ADDRESS CHANGED PER REQUEST RECEIVED 6/28/96. LH

15. Basis of Claim: LICENSE

Water Right Number: 18480

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED

JUN 28, 1996

WATER RESOURCES
WESTERN REGION

Mail this card to all people, businesses and publications who send you mail. For publications, tape an old address label over name and old address sections and complete new address. **COMPLETE ADDRESS PORTION ON FRONT OF FORM** with Name, Street Address, City, State and ZIP Code of individual or business to whom you are relaying this card.

Your Name	Print or Type—Last Name, First Name, Middle Initial <i>GREENE VALLEY RETREAT</i> <i>GREENE, ALVA - GREENE TREE INC.</i>			
Old Address	No. and Street <i>2554 ELIZABETH ST.</i>	Apt./Suite No. <i>3</i>	P.O. Box —	R.D. No. —
	City and State <i>SALT LAKE CITY, UTAH</i>	ZIP + 4 Code <i>84106</i>		
New Address	No. and Street <i>129 WOODSIDE DRIVE</i>	Apt./Suite No. —	P.O. Box —	R.D. No. —
	City and State <i>PROVO, UTAH</i>	ZIP + 4 Code <i>84604-4423</i>		
Sign Here	Signature <i>Alva Greene</i>	Date new address in effect <i>6/1/96</i>	Keyline No. (if any) —	

PS FORM 3576, 11/92

RECEIVER: Be sure to record the above new address in your address book at home or office.

63-02532 "o" owner is Alva D. Greene
(etal) "c" owner is Green Tree Inc.

MICROFILMED
OCT 07 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03609
Date Received: 11/29/1989
Receipt No: 41006832
Received By: RAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREENE TREE INC.
Address: P.O. BOX 114
ATLANTA, ID

83601

2. Date of Priority: JUL 24, 1937

3. Source: BOISE RIVER, MIDDLE FORK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	11E	36	NE	NW	SW		ELMORE

5. Description of diverting works:
DIVERSION DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.920		

7. Total Quantity Appropriated is:
0.920 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 115.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	11E	35	SW	NE		IRR	5.0
			SE	NW		IRR	15.0
			NE	SW		IRR	6.0

A63-03609

Page 1

Date: 11/29/89

MICROFILMED
AUG 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	11E	35	NW SE		IRR	20.0
Section Acres						46.0
Total Acres						46.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A63-02532

14. Remarks:
TRANS. 1953.

15. Basis of Claim: LICENSE
Water Right Number: 18480

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Agent of Greene Tree Inc. , that I have signed the foregoing document in the space below as Agent of Greene Tree Inc. and that the statements contained in the foregoing document are true and correct.

 [Signature]
Signature of Authorized Agent

 Greene Tree Inc.
Title and Organization

 11/30/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 30 day
of November 19 89

 [Signature]
Notary Public

Seal

Residing at BRUCE A. SCHULZ, Notary Public
My Commission Expires 11/30/91

03/20/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3609

NAME AND ADDRESS: GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID 83601

SOURCE: MIDDLE FORK BOISE RIVER

TRIBUTARY: BOISE RIVER

QUANTITY: 0.92 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.44 CFS. COMBINED RIGHT NOS.: 63-02532,
63-07866.

PRIORITY DATE: 07/24/1937

POINT OF DIVERSION:

T06N R11E S35 NWSE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 10/15	0.920 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 15 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION Within ELMORE County

T06N R11E S35	NENE	1.2	T06N R11E S35	NWNE	0.8
T06N R11E S35	SWNE	12.7	T06N R11E S35	SENE	1.9
T06N R11E S35	NENW	0.8	T06N R11E S35	SWNW	1.6
T06N R11E S35	SENW	33.5	T06N R11E S35	NESW	12.9
T06N R11E S35	NWSW	5.1	T06N R11E S36	NWSW	1.6

72.1 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 72.1 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 63-2532 & 63-7866

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 46 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NOS. 39 &
106.

02/12/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3609

NAME AND ADDRESS: GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID 83601

SOURCE: MIDDLE FORK BOISE RIVER

TRIBUTARY: BOISE RIVER

QUANTITY: 0.92 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 3.5 AF PER ACRE AT FIELD HEADGATE. COMBINED RIGHT
NOS.: 63-2532 & 65-7866

PRIORITY DATE: 07/24/1937

POINT OF DIVERSION:

T06N R11E S35 NWSE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 10/15	0.920 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS APRIL 15 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER
ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER
OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS
HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ELMORE County

T06N R11E S35	NENE	1.2	T06N R11E S35	NWNE	0.8
T06N R11E S35	SWNE	12.7	T06N R11E S35	SENE	1.9
T06N R11E S35	NENW	0.8	T06N R11E S35	SNNW	1.6
T06N R11E S35	SENE	33.5	T06N R11E S35	NESW	12.9
T06N R11E S35	NWSW	5.1	T06N R11E S36	NWSW	1.6

72.1 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 72.1 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 63-2532 & 63-7866

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 46 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

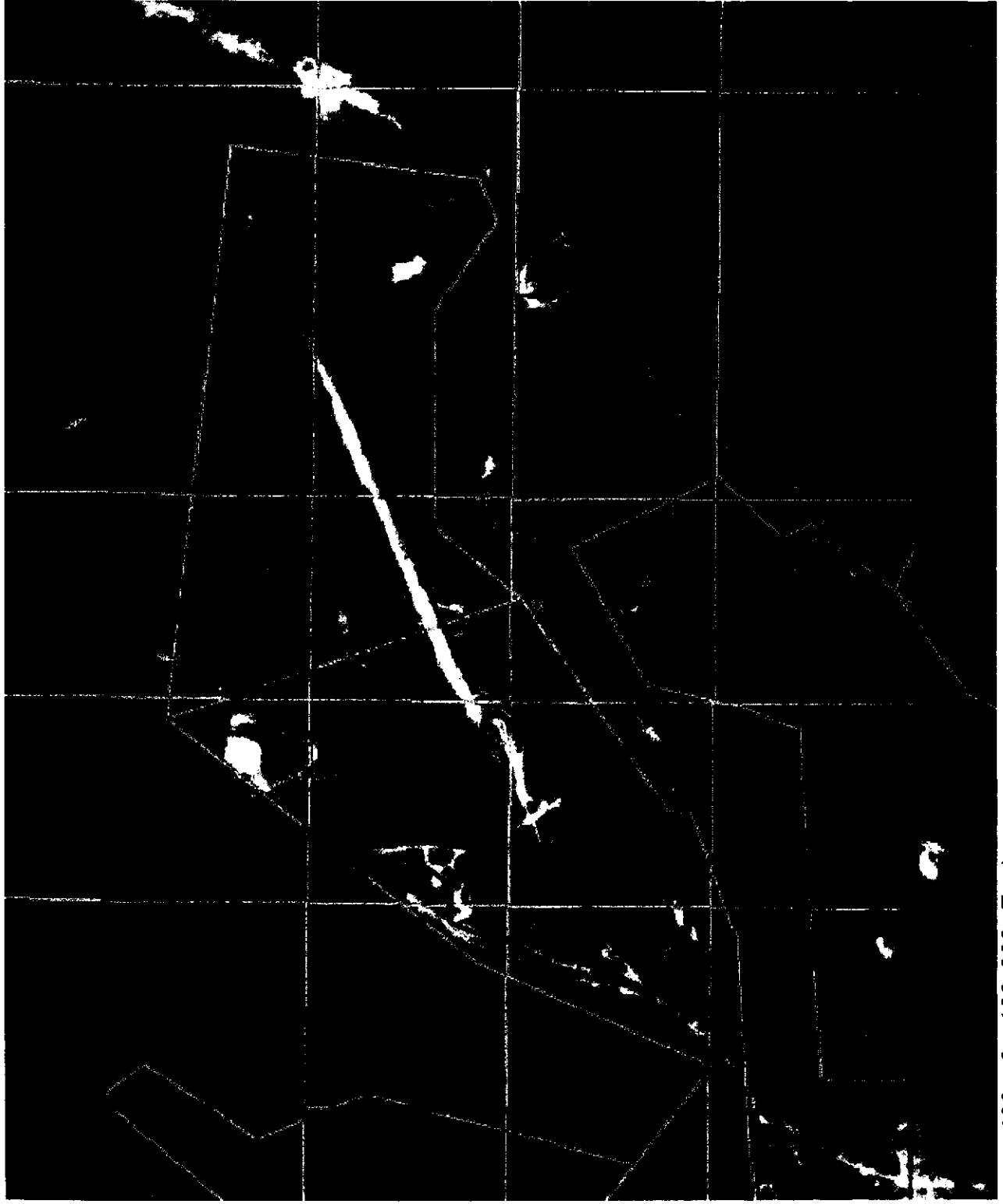
EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPT OF WATER RESOURCES

Claim No(s) 63-3609
T06N, R11E, Sec 35, 36
Prepared by: Maria Minicucci
February 7, 2002

-  Place of use
-  Point of diversion
-  Section Lines
-  Quarter quarter lines



400 0 400 800 Feet



DIVERSION
VOLUME

ॐ

94

- Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
- A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Dr. J. S. Brown

See back

[illegible]

Pod licensed in Sec 36 NW SW
when it should have been SW NW,
but in reality, they have been
diverting from Sec 35 NW SE into pond
prior to 1987. A landslide has
taken out the pod, they hope to
redevelop this year.



Drawings
by
DAN
Nelson
IDWR
Result
of
Field-Exam
on
9/12/2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

9/27/2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GREENE TREE INC.
ATTN JIM BIVENS
PO BOX 114
ATLANTA ID 83601

COPY COPY

RE: BENEFICIAL USE EXAM PERFORMED FOR 63-07866

Dear Mr. Bivens:

I have completed the field report for permit number 63-07866. This permit provided irrigation from Joe Daley Creek and storage for the main pond. I have recommended irrigation from Joe Daley Creek at .48 cfs, which was the amount applied for under the permit. I also recommended diversion to storage from Greylock Creek of .30 cfs, which is the amount we measured the day of our exam. Diversion to storage was not on your original permit, but is a necessary component for your storage right. I also recommended irrigation storage and irrigation from storage on the main pond at 95-acre feet of storage. This recommendation was below the 98-acre feet requested on the application, because our Dam Safety staff measured the capacity of the reservoir at 95-acre feet.

During my research on this permit I did discover a few discrepancies in how you use your water compared to the water rights on file. You may want to bring this to the attention of the owners so you can hopefully get all of your water uses recorded properly. The following are the discrepancies that I have found:

The Chinamen's Ditch only shows the Boise River as its source of water under water right 63-03609. The Chinamen's Ditch right should also include Snowslide Creek as a source since it has collected this water since the ditch was constructed. You have added Snowslide Creek to your Snake River Basin Adjudication (SRBA) claim 63-02532. You should probably amend 63-03609 to add Snowslide Creek to this SRBA claim and remove Snowslide Creek from SRBA claim 63-02532.

page 2

Greene Tree Inc.

I also could not find any water rights for the lower pond and the springs that supply water to this pond. In order to irrigate from the pond and springs or store water in the lower pond you need a valid water right. Currently, we are not processing new water rights in your area because it has been determined that the Boise River is fully allocated. The only way that we can process a water right for the spring use is if you can prove that the irrigation from the springs and the storage in the pond was done prior to 1987. In reviewing the water rights for the farm, I did find a lapsed permit for the pond for power consumption. If you can prove that you used this pond and springs for irrigation while waiting for approval of this lapsed permit you may have a chance of attaining a water right for the springs and lower pond by claiming they were developed prior to 1987. Our office can still process applications that were developed prior to 1987.

Our office has not received any complaints regarding the pond at this time, and will not pursue any regulation on the lower pond or spring until a complaint has been filed. This should give you the opportunity to find a way to attain the proper licenses for the lower pond and springs. If you need any assistance please contact me at the above address and I will assist you in any way that I can.

Respectfully,

A handwritten signature in cursive script, appearing to read "Daniel A. Nelson".

Daniel A. Nelson
Sr. Water Right Agent



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. 63 - 7866



PHOTO'S OF THE OLD PID FOR THE
CHINAMAN'S DITCH FROM THE MIDDLE FORK
OF THE BOISE RIVER.



MANNING EQUATION CHANNEL CAPACITY RESULTS

09-13-2000

File Number: 63-07866

Claimant:

Channel measured: CHINAMAN DITCH(BOISE RIVER & SNOWSLIDE CREEK)

Date of measurement: 9/12/00

Measurement location:

Calculation prepared by: DAN & RDH

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 107 feet.

The upstream and downstream rod readings are 3.86 and 6.15 feet.

The channel cross section is 1.31 ft-sq.

The wetted perimeter is 3.27 feet.

The hydraulic radius is 0.40 feet.

The slope is 0.0215

The roughness coefficient is 0.0300

The flow velocity is 3.969 ft/sec.

The rate of flow is 5.21 cfs.

WATER RIGHT OVERLAP FOR PERMIT 63-7866

WATER RIGHT NUMBER	WATER RIGHT OVERLAP	ADJUDICATION CLAIM
63-09440	PERMIT LAPSED NO OVERLAP	CLAIM WILL BE DISALLOWED DUE TO LAPSED PERMIT
63-07891	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATING AND RECREATION	SAME AS WATER RIGHT NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATING AND RECREATION
63-09683	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATINGS	SAME AS WATER RIGHT NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATINGS
63-09684	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR DOMESTIC USE AND FIRE SUPPRESSION	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR DOMESTIC USE AND FIRE SUPPRESSION
63-02532	OVERLAPS PLACE OF USE ACRES UNKNOWN -EXCEPT OLD FIELD EXAM SHOWS 36 ACRES OF IRRIGATION OVERLAPS SOURCE - GREYLOCK CREEK	OVERLAPS PLACE OF USE 90 ACRES CLAIMED OVERLAPS SOURCE -SOURCE CLAIMED IS GREYLOCK AND SNOWSLIDE CREEK
63-03609	OVERLAPS PLACE OF USE 46 ACRES NO OVERLAP OF SOURCE- SOURCE IS BOISE RIVER	OVERLAPS PLACE OF USE 46 ACRES (Different legal description of acres than water right) NO OVERLAP OF SOURCE- SOURCE IS BOISE RIVER

The overlap for this place of use mainly comes from overlap of the acres irrigated. There are approximately 71 acres irrigated and none of the sources of water claim all 71 acres. All of the water is co-mingled so a permissible place of use would be the best avenue for recommending these rights.

The adjudication should also note that Snowslide Creek has been included with adjudication claim 63-02532, when it should have been included with 63-03609. 63-03609 is the right for the Chinamen's Ditch which is the original ditch for the Boise River diversion and has always captured Snowslide Creek. After a landslide many years ago, currently Snowslide Creek and various runoff from the mountain is the only source for the Chinamen's Ditch.

*Analysis by DAN Nelson, IDWR
Based on a field exam conducted
9/12/2000 with Ron Howerston, IDWR*

chinaman's ditch

Snowslide Creek P/D

Greylock Creek P/D

Main Pond

buried pipe from main pond

Joe Daley Creek P/D

12,000 gallon underground storage tank

Underground sprinklers

Relift pump to move water to main pond and irrigate airstrip

Left over water enters water here

Buried pipe from relift station.

Buried pipe from pond to water tank and to irrigate upper pasture

Ditch used to irrigate lower pasture.

Buried sprinklers to irrigate airstrip

Spring diversion to lower pond

Lower Pond

old diversion from Boise River is no longer used

Ditch from Lower Pond to pump station.

Old Point of Diversion From Boise River no longer used.

Diagram by
Dan Nelson, IDWR
Based on field
exam conducted
9/12/2000 with
Ron Henderson, IDWR

Identification No. _____

Transfer No. 65-3609

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

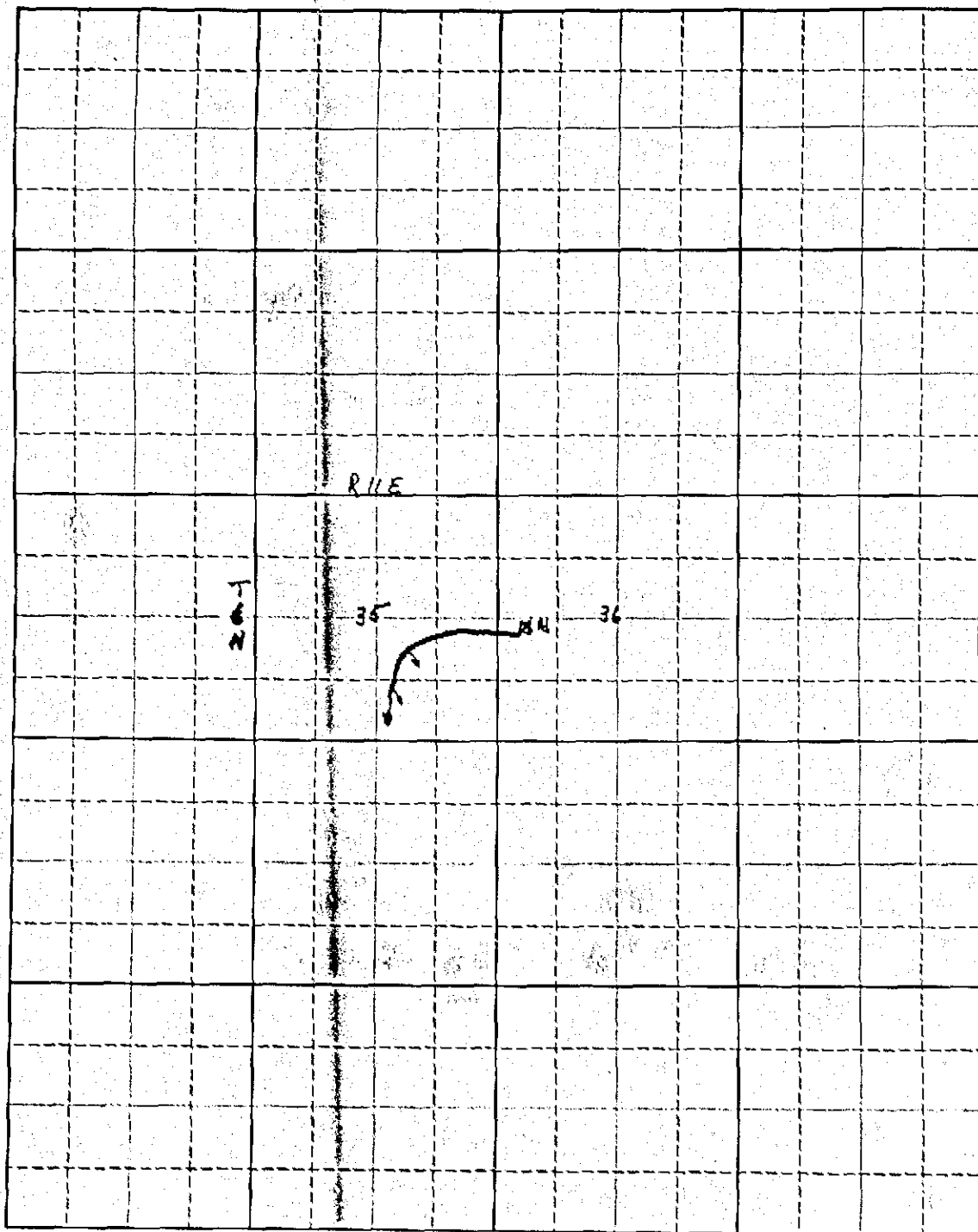
1. Name of Right Holder GREENE TREE, INCORPORATED
Post office address Box 114, Atlanta, Idaho
2. Right obtained by:
 - a. Decree to _____ in Case of _____
(Name)
vs. _____ Dated _____ In _____
(Name of Court)
Court, County of _____
 - b. License No. 63-3609 issued by the State of Idaho, Department of Reclamation.
3. Source of water Boise River tributary to _____
(Name of stream or source)
4. Date of Priority July 24, 1937
5. Amount of water a. 0.92 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from April 15 to Oct. 15
(Month, Day) (Month, Day)
7. Original location of point of diversion is SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36
Township 6 N Range 11 E, B.M., in Elmore County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	11 E	35			5				15	6							20		46

Total number of acres presently irrigated 46

68 3000



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

9. If applicant was not the original holder of this right explain how it was acquired: _____

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 0.92 c.f.s. and/or _____ acre feet

b. New point of diversion: NW 1/4 SE 1/4, Section 36, Township 6 N,
11 E, Range Boise, B.M.

c. Description of method of diversion and conveyance from new points of diversion: Diversion Dam,
gravity ditch.

d. Is water to be conveyed to the lands previously irrigated? Yes _____ No X

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:
Water is easier to divert from this point.

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? Yes

Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 N	11 E	35													20	26			46

Total number of acres to be irrigated 46

63 3609

- b. Do you intend to make the transfer permanent? yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans.

Make new Filings for irrigation Water.

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Subscribed and sworn to before me this 12 day of September, 1973

My commission expires 7/29/1975

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 63-3609, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works. Use of water under this permit is subject to control by the watermaster of State Water District No. 63, Boise River.

Witness my hand this 12 day of February, 1974.

[Signature]
Director
Department of Water Administration

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 11-05-73

Protest filed by: _____ Date _____

Prelim. check by [Signature] Date 9/12/73

Fee received by [Signature] Date 9-12-73 Fee \$10

Approved for publication by _____

Published in the Boise Dates 11-15, 11-22-73

Hearing held _____

Watermaster Recommendation sent _____

WR5809NP
No. 63-03609

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/22/01
PAGE: 14

OWNER CODE: C
NAME & ADDRESS: GREENE TREE INC
129 WOODSIDE DR
PROVO UT 84604-4423

PRIORITY DATE: 07/24/1937
WATER USE: IRRIGATION
USE PERIOD FROM TO: 04/15 10/15
DIVERSION RATE: 0.920 CFS
DIVERSION VOLUME: 0.920 CFS

TOTAL DIVERSION: 0.920 CFS

Water Source: BOISE RIVER, MIDDLE FORK
Tributary to: BOISE RIVER
Point(s) of Diversion: T06N R11E S36 NWSW
Stage: LICENSE
ELMORE County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE								
T	R S	NENE	NWNE	SWNE	SENE	NESW	NWSW	SSW	SES	NESE	NWSE	SWSE	SESE	SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06N	11E	35	:	:	:	:	:	:	:	:	:	:	:	:
TOTAL ACRES														46.0

Polu County: ELMORE

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks: GEN TRANS. 1953.

Dates: App. Received: 07/24/1937
Proof Due Date: 07/24/1937
Exam Made Date: 07/24/1937
Licensed Date: 09/12/1979

Misc: Water District Number: 63
Field Exam Fee:



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 18, 2001

GREENE TREE INC
1 GREYLOCK LN
ATLANTA ID 83601

Re: Notice of Claim to a Water Right No. 63-2532, 63-3609, 63-7866, 63-7891, 63-9683 &
63-9684

Dear Claimant(s):

Enclosed are copies of the above referenced claims, which reflect the change in address.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

Meeting w/ Bevin

7-13-01

pod-

through Chinaman ditch

location looks like it has been changed
prior to 1987. Will come up with
date of change.

pod-

looks to be similar perhaps more acres
to the N of airstrip.

State of Idaho

License and Certificate of Water Right

Water License No. 18480
Water District No.

Amount 0.92 second foot
Priority July 24, 1937

THIS IS TO CERTIFY that H. F. COORS of Atlanta, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 24, 1937; that Permit No. 18480 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.2 second feet, was issued thereunder on November 4, 1938, showing that said works were completed on the 7th day of October, 1938; and that on the 10th day of December, 1938,

H. F. COORS of Atlanta, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Middle Fork Boise River, a tributary of Boise River, for the purpose of irrigation and domestic use, under Use Permit No. 18480 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3969, on the 10th day of January, 1940;

The right hereby confirmed dates from July 24, 1937;

The Point of Diversion is located N. 68° 09' E. 1926 ft. from the quarter corner of Secs. 35 & 36, Twp. 6 N., Range 11 E., S. 1 in the SW 1/4 NW 1/4 Sec. 36, Tp. 6 N., R. 11 E., B. M. Elmore County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.92 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	11 E.	35	SW 1/4 SE 1/4 NE 1/4 NW 1/4	158.17 acres in unsurveyed public domain, described by metes and bounds in H. E. Survey # 39	5 15 6 20 46

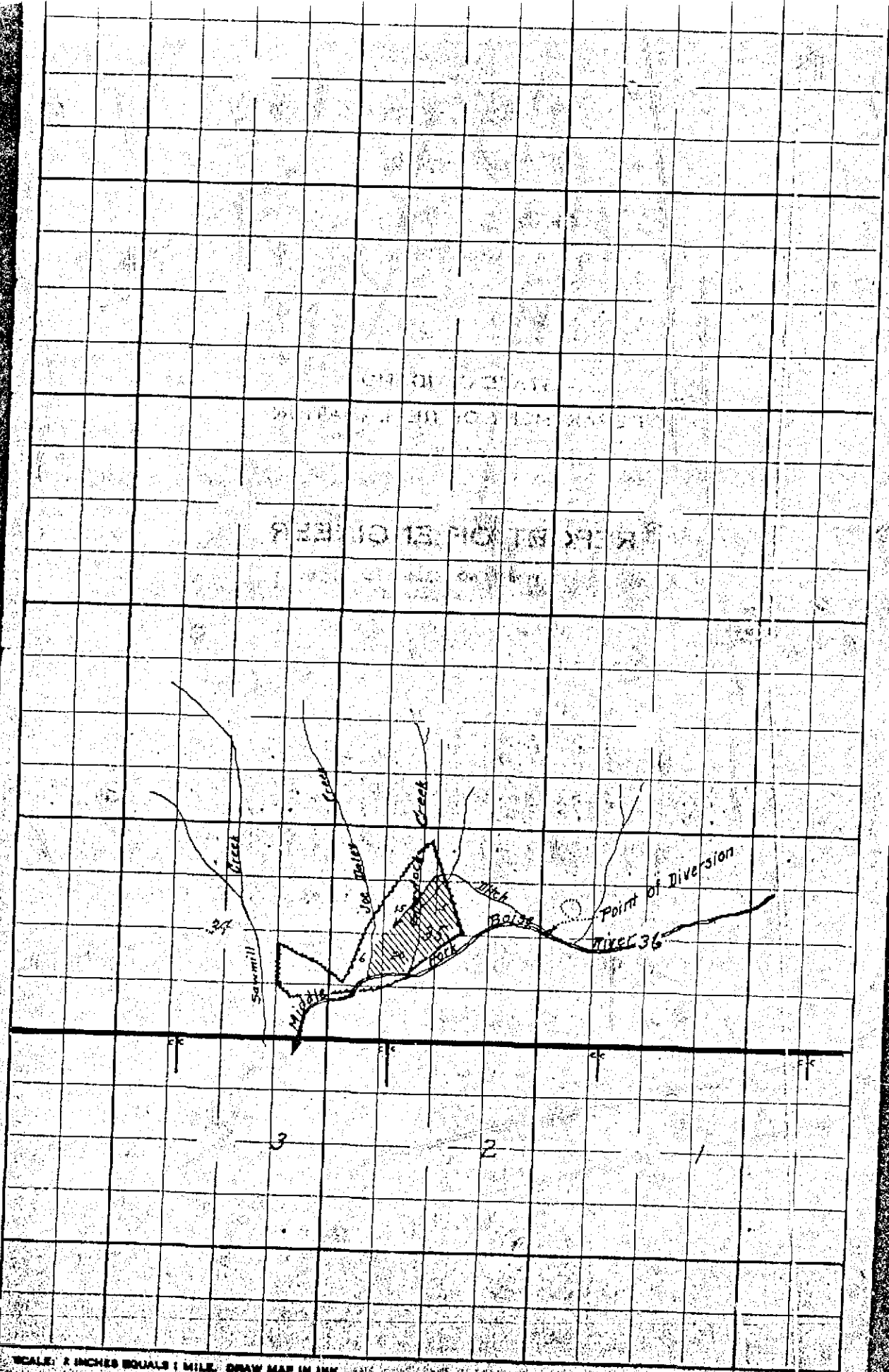
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 10th day of January, 1940

JAMES SPOTFORD

Commissioner of Reclamation

(SEAL)



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

18480

